



DEPARTMENT OF ENERGY  
Federal Energy Regulatory Commission  
[Project No. 6066-038]

McCallum Enterprises I Limited; Partnership and Shelton Canal Company; Notice of Intent to File License Application, Filing of Pre-Application Document, and Approving Use of The Traditional Licensing Process

- a. Type of Filing: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process
- b. Project No.: 6066-038
- c. Date Filed: February 26, 2021
- d. Submitted By: McCallum Enterprises I Limited Partnership and Shelton Canal Company (McCallum and Shelton)
- e. Name of Project: Derby Dam Hydroelectric Project
- f. Location: On the Housatonic River in Fairfield and New Haven Counties, Connecticut. No federal lands are occupied by the project works or located within the project boundary.
- g. Filed Pursuant to: 18 CFR 5.3 and 5.5 of the Commission's regulations.
- h. Potential Applicant Contact: Joseph W. Szarmach, Jr., McCallum Enterprises I Limited Partnership and Shelton Canal Company, 2874 Main St, Stratford, CT 06614; (203) 386-1745; email at [MELPHydro@gmail.com](mailto:MELPHydro@gmail.com).
- i. FERC Contact: Michael Watts at (202) 502-6123; or email at [michael.watts@ferc.gov](mailto:michael.watts@ferc.gov).
- j. McCallum Enterprises filed its request to use the Traditional Licensing Process on February 26, 2021, and provided public notice of the request on February 26, 2021. In a letter dated April 27, 2021, the Director of the Division of Hydropower Licensing approved McCallum's and Shelton's request to use the Traditional Licensing Process.
- k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR Part 402; and NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 CFR 600.920. We are also initiating consultation with the Connecticut State Historic

Preservation Officer, as required by section 106 of the National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

- l. With this notice, we are designating McCallum and Shelton as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act and section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act; and consultation pursuant to section 106 of the National Historic Preservation Act.
- m. On February 26, 2021, McCallum and Shelton filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.
- n. A copy of the PAD may be viewed and/or printed on the Commission's website (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. At this time, the Commission has suspended access to the Commission's Public Reference Room, due to the proclamation declaring a National Emergency concerning the Novel Coronavirus Disease (COVID-19), issued on March 13, 2020. For assistance, contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov), (866) 208-3676 (toll free), or (202) 502-8659 (TTY).
- o. The licensee states its unequivocal intent to submit an application for a new license for Project No. 6066. Pursuant to 18 CFR 16.8, 16.9, and 16.10, each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by February 28, 2024.
- p. Register online at <https://ferconline.ferc.gov/FEROnline.aspx> to be notified via e-mail of new filings and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Dated: April 27, 2021.

Kimberly D. Bose,  
Secretary.